

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
AT MEMPHIS

RECEIVED  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
MAY 6 2016  
CLERK'S OFFICE

)  
MONOLITO B. COOPER, )  
Plaintiff in this action )  
vs. )  
)  
Tennessee Department of Correction et., seq., )  
Derrick Schofield, )  
Corrections Corporation of America et., seq.. )  
Cherry Lindamood, )  
Buddy Davis, Sgt. Brown,Daniel Baker, )  
Jerry Clark, David Patterson, Doug Cook, )  
Burt Boyd, Robert Stith, Jeffery Breeding, )  
Sgt. Burgess, James Holloway, Sgt. Brantly, )  
Elizabeth Binkley, Rhonda Staggs, C/O Bright, )  
Sgt. Gonzales, Dr. Steadman, )  
Respondents )  
)

Civil Case No: \_\_\_\_\_

**COMPLAINT FOR VIOLATION OF CIVIL RIGHTS**

**(42 U.S.C. SECTION 1983)**

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**I. PREVIOUS LAWSUITS**

(A) Have you begun other lawsuits in State or Federal Court dealing with the same facts in this action or otherwise relating to your imprisonment? **YES**

(B) If your answer to A is yes, describe the lawsuit in the space below.

Plaintiff(s): Monolito B. Cooper

Defendant(s): Patricia Stewart, Derrick Schofield, Elizabeth Binkley, Gail Gaines, Candace

Whisman, James Holloway.

2. COURT: (If federal court, name the district; if state court, name the county):

Davidson Co. Chancery Court

3. DOCKET NUMBER: 15-1490-IV

4. Name of Judge to whom case was assigned: Perkins, Russell T.

5. Disposition: (For example: Was the case dismissed? Was it appealed? Is it still pending?) Pending

6. Approximate date of filing lawsuit: 12-14-2015

7. Approximate date of disposition: 12-14-2016

II. PLACE OF PRESENT CONFINEMENT: South Central Correctional Facility

A. Is there a prisoner grievance procedure in this institution? YES  NO

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? YES  NO

C. If your answer is YES,

1. What steps did you take? Filed the grievance on the situation

To no avail

2. What was the result? was told matter is nongrievable

D. If your answer to B is NO, explain why not. A/A

E. If there is no prison grievance procedure in the institution, did you complain to the prison authorities? YES  NO

F. If your answer is YES,

1. What steps did you take? Spoke to Case manager Jackson and unit manager Rhonda S. Faggs & wrote warden Lindanood

2.) What was the result? Was told I had to go to the compound or get continuous disciplinaries, Nothing was done

III In Item A place your name in the first blank and place your present address in the second blank)

A. Name of plaintiff: Monolito B. Cooper

Present address: Po. Box 279, 555 Forrest Ave. Clifton TN. 38423

Permanent home address: 331 7th Ave. Dayton, TN. 37321

Address of nearest Relative: 698 Rocky Springs Rd. Lt 3A Spring City, TN. 37381

In Item B place Full name of Defendant(if known) in the first blank, his official position in the second blank and his place of Employment in the third and the same for all additional Defendants.

B) Defendant: Jerry Clark

Official position: Inmate Relations Coordinator

Place of Employment: Bledsoe Co. Correctional Complex (BCCX)

C) Additional Defendants: (Budely Davis unit manager, BCCX); (Sgt. Brown, yard Sergeant BCCX); (Daniel Baker Captain BCCX); (David Patterson Correctional officer BCCX); (Doug Cook, warden BCCX) (Burt Boyd warden of operations BCCX) (Robert Stith Internal Affairs Sgt. BCCX); (Jeffery Breeding Inmate Relations Coordinator BCCX) (Sgt. Burgess Disciplinary Sgt. BCCX); (Derrick Schofield, Commissioner TDOC) (James Holloway warden West TN. State Prison WTP) (Elizabeth Buntley counselor WTP); (Cherry Lindamood warden South Central Corr. fac.); (Rhonda Staggs unit manager SCCF); (Sgt. Brantley 1st Shift Sgt. SCCF) (Sgt. Gonzales Sgt. D-Board SCCF) (% Bright 1st Shift % SCCF); (Dr. Steadman mental health SCCF)

IV. Statement of Claim: This begin at BCCX and from there to WTP and has led to the plaintiff's present location of incarceration at SCCF.

I approached Sgt. Brown 2<sup>nd</sup> Shift Sgt. Concerning Inmate Relations Counselor Jerry Clark whom is Employed by (T.D.C.) Tennessee Department of Corrections at (BCCX) Bladsoe ~~Correctional~~ County Correctional Complex, I informed unit Manager Budoy Davis of some very detrimental and unprofessional behavior on part of one of his employees (IRC) Inmate Relations Counselor Jerry Clark who I was feeding information to concerning issues illegal in conduct, (IRC). Jerry Clark became aware that I had a forbidden relationship with a staff member and informed me that she was seeing a few other inmates. Jerry Clark then told me of his personal dealings with the Bloods and his dealings with one of my former associates. This became a fit for that relationship I would keep his business secret and still pump information to him (Jerry Clark) and he wouldn't report me and the female staff member. Jerry Clark then told me of another informant he was fond of that was also seeing sexually ~~another~~ <sup>this female</sup> with this incident that occurred, when I approached the other inmate, he then went and told Clark; IRC Jerry Clark went to his Blood Connection and specifically told them that I said that the Bloods were going to harm his other informant; I was surrounded & interrogated by several known & confirmed Bloods (See Attachment) <sup>4</sup>

Cont.

and my life was threatened; myself and these Blood affiliates approached ITC Jerry Clark for Confirmation that I never said the Bloods were involved and Jerry Clark clearly stated "Oh, my bad I thought you told me the Bloods was going to get my guy," He said this to me, denying having said that, But revealing to a notorious Gang that I was his source of information. I spoke to Buddy Davis first and he assured me that he would handle the situation. No more incidents occurred for a couple of weeks, Then my muslim Brothers called for a hearing on me, As ITC Jerry Clark revealed to them that I was his informant and that I had plans of harming one of his associates about a female staff member.

So I went to Capt. D. Becker about the situation and he told me that his was shift supervisor over 2<sup>nd</sup> shift and that ITC Clark was 1<sup>st</sup> shifts problems, But he would look into it, to no avail. I was punished (Banned) by the muslim community, So as not to attend any Islamic Services or greet the brothers for 90 days, I was silenced. Still I then went back to Buddy Davis and Capt. D. Becker again to no avail.

On May 7, 2015 at approx. 1:48pm I saw ITC Jerry Clark who smirked and said that his (Clark's) feet are bigger and he wasn't going to allow a Snitch to harm or cause to be harmed anyone he trusts especially not over a Stinking Sloppy Second female, On May 8, 2015 at approx. 11:49 am on 10 til 12 o'clock I Confronted Sgt. Brown in front of the I-Building and had another conversation with Sgt. Brown about ITC Jerry Clark and I made it clear that ITC Clark and myself (monolita B. Cooper) have a history of bad blood between us.

Such acts as reported to Cpt. A. Better, Unit Manager Buddy Davis and to Sgt. Brown (2<sup>nd</sup> Shift Sgt.) pertaining to the fact that ITC Jerry Clark was attempting to have known and violent gang members to harm him (monolito Cooper 217221) which is purposeful negligence on part of ITC Jerry Clark and could constitute deliberate indifference as ITC Jerry Clark was the actual Culprit of the perceived threat to the plaintiff's safety & well-being. The plaintiff being illiterate to the law or having being an unlearned layman in the law has attempted to the best of his ability to formulate the events that led to his assault by the hands of ITC Jerry Clark and SA David Patterson while I was subdued and cuffed behind my back with no means of resisting, even if I attempted to.

### Statement of facts

① While on the previous week prior to May 8, 2015, I spoke to unit manager Buddy Davis pertaining to ITC Jerry Clark openly in a housing unit telling known (Bloods) gang members I was a snitch; Buddy Davis being the unit manager has further in prior issues used Confidential information I (Monolito Cooper) provided; unit manager Buddy ~~the~~ Davis failed in the proper procedures and policies and failed to follow chain of command when there's information provided that staff is involved in illegal activities which show a Careless disregard for Tennessee Department of Correction policies and violates State law, having been given information that a Correctional officer working under the unit managers (Buddy Davis) supervision has placed an inmates

life in jeopardy or peril; Buddy Davis fail to properly turn the information over to internal Affairs to properly be investigated.

Buddy Davis knew of the threat and of Inmate Relation Counselor Jerry Clark's involvement and the violation of institutional policies and the implications of A drug connection in violation of State law where Known Gang Affiliates Were Using Staff to bring/introduct illegal drugs into the facility and Buddy Davis been made aware of this fact and other factors.

Buddy Davis has indirect participation in these issues of violation of United States Constitutional Amendments, Amendment (VIII) right, where Buddy Davis had the Authority to prevent the violation of rights by following the proper protocol and Chain of Command as he (Buddy Davis) was made aware of the problems of A personal & Criminal nature between the plaintiff, Monolito Cooper #17221 and Inmate Relations Counselor Jerry Clark.

② Sgt. Brown of BCCX 2nd Shift Sgt.

On may 8, 2015 the day of the assault Sgt. Brown was informed of the threat posed by Inmate Relations Counselor Jerry Clark for approximately fifteen (15) minutes the plaintiff explained to Sgt. Brown the same issues he discussed with Buddy Davis and Sgt. Brown informed me he would speak to Inmate Relations Counselor Jerry Clark later on the afternoon of May 8, 2015, where on the 8th of May 2015, Inmate Relations Counselor Jerry Clark became hostile and belligerent in Housing unit 25 at BCCX and made unprofessional and threatening gestures before slamming the unit 25 A door, Sgt. Brown was informed of this behavior by I.R.C Jerry Clark and Sgt. Brown further failed to follow the Chain of Command when

these threatening behaviors was brought to Sgt. Brown's attention.

③ Cpt. Daniel Baker - On may 8, 2015 during insulin Diabetic Call at approx. 5:10 p.m. or sometime before this, Cpt. Daniel Baker was informed by the plaintiff that he (monolito Cooper) was having serious problems with one of his (Cpt. Daniel Baker's) officer's, when the situation was repeated to cpt. Baker whom is the Shift Supervisor, the (cpt. Baker) waved me off and stated that issue was a unit management problem not his. Cpt. Baker's disregard of the Allegations made violates policy and criminal law. Because the end result is that Inmate Relations Counselor Jerry Clark and Correctional officer assaulted the person of the plaintiff (monolito Cooper); Correctional officer DAVID Patterson And inmate Relations Counselor Jerry Clark used excessive force against the person of (monolito Cooper) the plaintiff while (monolito Cooper) was handcuffed behind his back and psychically being held on either arm by Irc Clark and % Patterson. Cpt. D. Baker is further responsible as he was informed minutes before the actual assault of the threat to the plaintiff (monolito Cooper) by Inmate Relations Counselor Jerry Clark.

④ Jerry Clark - On may 8, 2015 at approximately 5:50 pm, The plaintiff (Monolito Cooper) was sitting at a table playing poker, Previously the plaintiff (monolito Cooper) asked the unit Post officer at approximately 5:20pm to call the yard Sgt. So he (monolito Cooper) could speak to him; At approximately 5:50 pm May 8, 2015, Inmate Relations Counselor Jerry Clark, % David Patterson & % Station entered the unit 25A and was searching for an alleged disturbance, in that

particular unit, Finding no disturbance, (IRC) Jerry Clark saw the plaintiff playing cards and immediately took out his Cuff's and told the plaintiff (monolito Cooper) to cuff up, when asked for what, the plaintiff was told that he was getting locked down for creating a disturbance. The yard Sgt., Sgt. Morris came into Unit 25A at BCCX and I was taken to the Core area of unit 25A (BCCX) Redsoe County Correctional Complex, There I explain I requested to see yard Sgt. Morris about the allowance of the muslims praying in the multipurpose storage area, Sgt. Morris said since Jerry Clark is part of the unit management team he was not going to undercut his officers and told Clark to make the call if I should go to segregation. Clark immediately placed Cuff's on (monolito Cooper) the plaintiff as tight as he could and Yo David Patterson grabbed the right arm, AS IRC Jerry Clark grabbed my left arm & escorted me from the unit 25A Core area. The plaintiff (monolito Cooper) began talking in a loud voice that he was going to reveal all of IRC Clark's illegal activities and that Jerry Clark was placing the plaintiff (monolito Cooper) in Segregation was personal.

Upon making it to the Core door to unit 21, IRC Jerry Clark began adding pressure to the left arm and telling me (monolito Cooper) to Shut up; while Yo David Patterson began twisting my fingers of my right hand while using his boot to kick me in the back of my legs. I was not resisting as I was Cuffed behind my back, There's no threat to IRC Jerry Clark's or Yo David Patterson's person's nor was there even a threat perceived to either of these officer's safety or well-being.

The twisting of the arm and forearm of the plaintiff was a deliberate, intentional, malicious and sadistic act perpetrated to cause harm to the person of the plaintiff (monolito Cooper) (see attached Hospital Record of incident) After having completely disfigured the plaintiff's arm, wrist, and fingers and several John Doe officers enter into the Core area of 21enit, Only then was the plaintiff still screaming loudly and cursing brought to the Segregation unit.

A couple of hours later a BCCX contract nurse came with a Sgt with a camera and took pictures of my wrist and fingers and documented my statement by video camera. I was then taken to (CMO) Crossville Medical Center, A couple of hours after being seen by BCCX nurse

- ⑤ Warden Doug Cook - After the assault on the person of the plaintiff, Warden Doug Cook was made aware of the issues that led up to the assault perpetrated by IRE Jerry Clark and GO Patterson along with other issues, A copy of the envelope was made with the Date attached to try to safeguard the fact the warden was informed to no avail.
- ⑥ Bart Boyd - Also being the warden of security stated in person, he doesn't know what happened that's an Internal Affairs issue. He further approved a legal visit with an legal advisor who is not at this facility and has not been for some time. Being warden of security he knew and attempted to hinder my Pursuits (10) of Civil Action.

⑦ Robert Stith - was made aware of the illegal Activities perpetrated by Inmate Relations Counselor Jerry Clark and that a mental health therapist who was sleeping or having sexual relations with inmate's. Sgt. Robert Stith of Internal Affairs was further made aware of false accusations by another Staff Member IRC Jeffery Breeding. Evidence showed the plaintiff could not have been guilty of infractions of Possession of a deadly weapon and Contraband; And there was evidence that false statements, and fabricated evidence was introduced and evidence that a inmate advisor without the discretion of his supervisor was signing or forging signatures on Disciplinary Dispositions.

Further, when Sgt. Robert Stith was informed that disciplinaries was in retaliation for telling on Inmate Relations Counselor Jerry Clark Sgt. Stith merely walked away. (Documents attached to prove no knowledge of items allegedly found) Sgt. Stith after discovering items (panties) in an inmate's cell based off of my information concerning IRE Jerry Clark protecting the illegal interest of Gang members & allowed a colleague to have intercourse with several inmates and such causing serious threats to the plaintiff. Sgt. Stith nor anyone from the BCCX Internal Affairs division have further investigated or tried to remedy the Constitutional violations.

⑧ Jeffery Breeding - Alleged that he searched the property of the plaintiff (monolith cooper) and the plaintiff's brother's property on May 11, 2015 at 7:35pm while in the I-Building and allegedly having found a sharpened toothbrush and A Nano-T-pod. Contrary to Jeffery Breeding's account, The plaintiff

has documentation showing that ITC Breeding did intentionally make fraudulent accusations, because the plaintiff contends that he was in possession of his property while he was being housed in the Bledsoe Co. Corr. Complex Clinic and that ITC Breeding did not at any time have access to the plaintiff's property as the plaintiff had possession of said property on May 9, 2015.

The plaintiff further contends that his brother's (Zephaniah Cooper 336376) property was left unattended in the I-Bldg for more than four days, Inmates as well as staff had access to said properties.

ITC Jeffery Breeding having falsified an official document has deprived the plaintiff of the limited liberties enjoyed by prisoners and has caused a family strain and emotional and mental anguish on the plaintiff whom is being treated by mental health for depressive disorder, Bipolar, Anxiety, Post-Traumatic Stress Disorder (PTSD).

⑨ Sgt. Burgess - Disciplinary Chairman was made aware that the plaintiff was not guilty by Internal Affairs Sgt. Marcy Greer. There was no disposition for a hearing; No evidence of a disturbance that constituted the plaintiff being physically subdued behind his back in handcuffs and physical use of force being perpetrated on the person of the plaintiff for no other reasons than to maliciously and sadistically cause harm. Sgt. Burgess had an obligation to provide due process for the plaintiff; But has violated such process; However, minimal the process such became insufficient when it was contaminated by & through State's actions of false inculpatory Evidence. The introduction of false evidence within itself violates the Due process Clause.

After having been assaulted by Jerry Clark and David Patterson while the plaintiff was handcuffed behind his back and then having spoken to the Sgt. of Internal Affairs Robert Stith and having been placed under false pretenses in Segregation, The plaintiff informed Robert Stith he was going to file a lawsuit; During this period of time the plaintiff's Brother Zephaniah Cooper 336376 was threatened by the Crips at the behest of Jerry Clark; After the initial assault upon my person, I was released from Segregation after 30 days and was placed back in Jerry Clark's supervision where before I made it to appeal, I was told by the Bloods and the Crips in front of Jerry Clark that I could either leave the compound as my brother did or be carried off.

"In this instance, Jerry Clark is guilty of excessive use of force, where the Supreme Court has held that when prison officials are accused of excessive use of force physically in violation of the Cruel and unusual punishment clauses of the 8<sup>th</sup> and 14<sup>th</sup> Amendments of the U. S. Constitution and Article I, Sec. 16 of the Tennessee Constitution. The core judicial inquiry is whether force was applied in good faith effort to maintain or restore discipline or used to maliciously, and sadistically to cause harm."

Further Jerry Clark and all other BCCX defendants are deliberately Indifferent not because of being negligent or careless, But because they showed by actions reckless disregard for safety by failing to "Act Reasonably" in response to danger. which was initiated by Jerry Clark and attempted by gang members at Jerry Clark's behest.

Then plaintiff was then transferred to West W. State prison where he had several incompatibles that prior to leaving "BCCX" he informed Doug Cook, warden by way of information inquiry To no avail.

upon arriving at West TN. State Prison located in Henning, TN. The plaintiff Monelito Cooper informed an officer at intake that two of the people he filed an incompatible against at Bledsoe Co. Corr. Complex was on the bus and classified to West TN. State Prison, The plaintiff gave copies of his CR-3118 Inmate Inquiry to the warden of (BCCX) Bledsoe Co. Corr. Complex and to Internal Affairs Marcy Greer and Robert Stith and the (STG) Security Threat Group Coordinator had the plaintiff to once again fill out the paper work for Incompatibles all of which were filed, The plaintiff was placed in Segregation on pending protective custody, The plaintiff went to court on July 3, 2015 and remained there until the last week of July 2015 and was returned to West TN. State Prison & was immediately placed in protective custody in unit 8A; The plaintiff contends that the trial Court in Sullivan Co. Blountville, TN. Entered three orders pursuant to a motion for sentence calculation filed with the trial Court's District, Each order was specific in nature and dictated that the plaintiff was to receive an additional amount of pretrial jail credits and as such is an modification of the plaintiff's sentence structure each order was entered in compliance to Tenn. Code Ann. § 40-23-101 (2)(c)(e), The plaintiff contends he placed inquiry after inquiry to Office of Records at West TN. State prison, Gail Gaines to no avail, In following the Prisoner Rights Litigation Act (PRLA) The plaintiff attempted all avenues of administrative remedies to his complaints, Even going so far as to file a declaratory order and several correspondences to TN. Dept. of Corr. Sentence Management Dir. Candace Whisman and Commissioner Derrick Schofield as well as warden James Holloway and Elizabeth Binkley all to no avail.

Finally after not getting anywhere on the administrative avenue, The plaintiff then filed a letter to the Chancery Court in Davidson Co, Nashville, TN. whom deemed such correspondence as a civil complaint and the plaintiff was ordered to file an affidavit of Indigency and Summons as well as a amended

Complaint in this matter, The plaintiff Did file all said documents on December 14, 2015 and Summons were served on the several defendants in that cause on February 5, 2016, In Compliance with Tw. Rules of Civil procedure as noted on the Summons served all defendants must serve a response or a defense on the Clerk of the Chancery Court and a copy certified to the plaintiff or his attorney within Thirty (30) days.

The plaintiff Contends that after the summons were served on each defendant, Elizabeth Binkley had told the plaintiff that she could no longer help the plaintiff and he would have to deal with his time issues at another facility and that the warden was trying to find a prison I could go to that I hadn't filed incompatibles; on February 8, 2016 I sent warden James Holloway an Inquiry request and told him of my predicament, on February 10, 2016, While doing Inspection warden James Holloway specifically stated to me he has staff trying to work around my many incompatibles to have me transferred further East, On March 2, 2016 at approximately 7:30pm I was informed by the unit officer % Grover that I was to pack my property because I was being transferred to Soceth Central Correctional facility where I had at least three incompatibles, % Grover Called the Captain and the Captain checked the computer and informed the plaintiff there had been previous incompatibles in the computer but such was noted that the plaintiff said no threat existed any longer from these individuals, This was false information and was clearly in retaliation for filing a Complaint, wherein, South Central Correctional facility by policy of the Tw. Dept. of Corr. is a facility that houses inmates with a sentence extending 10 years and more, The plaintiff is serving a five (5) year sentence at 35% Sentence Effective Date July 5, 2011 and for which all purposes in Compliance with court orders should have already Expired, But was maliciously and sadistically placed at a facility where notorious Gang members were housed that had Stabbed the plaintiff Several

Times at Northwest Correctional Complex in 2008. The plaintiff contends that on March 3, 2016 upon arriving at South Central Correctional facility he did immediately inform the unit Case Manager Jackson that he has incompatibles here that West Tw. State prison had under false pretenses caused to be removed for the purposes of transferring the plaintiff to this facility which is very detrimental to the plaintiff's safety and well-being, Ms. Jackson asked if I had proof of my allegations and I provided her with several inquiry forms filed months before to the warden at West Tw. State prison and his response. Ms. Jackson then did an investigation and discovered that yes these individuals were housed here and that there had been incidents that prompted the incompatibles been filed, Ms. Jackson then informed the yard Sgt. Senior officer Ms. Gonzales and told her I need to go to HSA on protective custody; Senior officer Ms. Gonzales refused and sent the plaintiff to the compound instead to Apollo B where upon entering the core area then unit manager Ms. Harris was standing in the hallway, The plaintiff approached her with his papers and was telling her on the premises he fears for his life he needs protective custody; At this time, Antonio Hansen one of the plaintiff's incompatibles come into the core area and told the plaintiff in front of unit manager Ms. Harris and Counselor Cook that he (Plaintiff) can leave the compound or be carried off. Ms. Harris pushed the plaintiff into her office and closed the door locking the plaintiff in while she attempted to defuse the situation, Ms. Harris then called the Security Threat Group Coordinator to no avail and then called her supervisor and The plaintiff was taken to HSA on protective custody pending investigation; On March 10, 2016, unit manager Rhonda Staggs spoke to the plaintiff and stated that although I have incompatibles allegedly here the incidents of assault occurred at another facility and based on this she was denying me protective custody; On March 12, 2016, I had a seizure of some sort where I had bitten my tongue ~~severely~~ severely and had hit my head where a knot appeared.

Medical Staff was immediately informed and the plaintiff was told to sign up on sick, when he had done so he still was not seen by medical staff, on March 19, 2016 again the plaintiff had an episode where he had a violent seizure and reported such again to South Central Correctional Facility Sgt. Brantley and to medical staff to no avail, The plaintiff having filled out several requests for sick was vastly ignored as was the plaintiff's requests to receive his medications; Federal Courts have defined serious medical needs as: Severe Chest pains, HIV, Hepatitis, T.B., dental pain, loss of teeth, Asthma, Diabetes and complications, Seizure disorder, Serious back pain, neurological disorders, The effects of pepper spray + Many Mental illnesses including gender identity disorder, Etc. etc...

Finally on March 22, 2016 The plaintiff was seen by Chronic Care doctor whom the plaintiff told about his seizures; Doctor Coble did not order a Cat Scan to find the cause of my seizures but instead observed my other ailments "Not being capable of standing over 30 minutes at a time" and entered a Limited Activity Notice (LAN) Indefinitely.

On March 28, 2016, Sgt. Brantley informed the plaintiff, That since Mrs. Rhonda Staggs has denied me protective custody I had to be moved to a two man cell, I stated I refuse cell placement on the premises that I fear for my life; Sgt. Brantley said he could care less about my fear and I was going to be placed with a cellmate by will or by force; Because of the mental and Emotional Stress caused by Sgt. Brantley's threats the plaintiff cut his wrist and was sent to Suicide, Mental health seclusion. The plaintiff contends that while being in mental health seclusion he discovered that official documents that were given to unit manager Rhonda Staggs was thrown away and Rhonda Staggs denied their existence; However, The plaintiff had copies of the originals that were given to Rhonda Staggs and The plaintiff filed a grievance on her

for attempting to hinder the plaintiff from successfully being placed on protective custody; On March 11, 2016 prior to any of the following incidents a notarized letter to Warden Cherry Lindamood was sent to the office of the Warden Detailing all events and describing such events that led to said incompatibilities to no avail.

On April 6, 2016, The plaintiff was released from mental seclusion and was told to go to a unit on the compound. Immediately, The plaintiff informed Sgt. Swinear that based on the premises he fears for his life he was requesting yet again to be placed on protective custody. The plaintiff was taken to the Clinic for examination and then to HSA-unit Segregation where he was placed in a very small closet like room labeled no contact that was devoid of any chairs or places to sit and urine on the floor. This was at 8:30 AM April 6, 2016. Sgt.

Brantley was informed by the plaintiff that there was a puddle of urine in the floor and that he (the plaintiff) needed a chair as he couldn't stand for long periods of time; Sgt. Brantley informed the plaintiff, he was going to again place him in a two man cell and again the plaintiff invoked his rights and stated I refuse to be housed with an inmate whom poses a threat to my safety and I do so on the premises that I fear for my life and Sgt. Brantley stated well stay in there and I will not feed you and then walked off. The plaintiff was deprived lunch and at some point, The plaintiff had a seizure and fell in the room banging his head and causing an injury to his left wrist. Although not broken, There is extensive nerve damage to the plaintiff's hand/wrist. Several hours had passed and Sgt. Brantley was then informed that I needed medical attention and he (Sgt. Brantley) said you need to go to the cell with your assigned cellmate then he will get me some help and I could eat dinner at least. But as long as I refused the cell he was not obligated to feed me, get me medical attention, or allow me to use

the restroom and then he (Sgt. Brantley) walked off again; an hour and a half after dinner had been served the Unit Manager Rhonda Staggs came and I informed her of the cruel and unusual punishment, The deprivation of food, Medical Attention, and the restroom and she said well you're refusing to go to the cell I've assigned you and until then just sit in there in that smelly room, The plaintiff informed Rhonda Staggs he needed medical attention and he wanted his food and he was refusing to be housed with an inmate when on the premises he feared for his life, Rhonda Staggs stated oh well and walked off.

At 7:00 pm Sgt. Trafton came to work and was with Captain Whitehead after realizing that the plaintiff had been in "no contact" for more than nine (9) hours and needed serious medical attention, Against her (Sgt. Trafton) Superior Captain Whitehead's orders called medical which compelled Captain Whitehead to take the plaintiff to medical; At medical Captain Whitehead reinserted officer Sgt. Brantley's threat that I would go in the cell with someone by will or by force. Medical staff was informed the plaintiff was refusing the cell assignment on the premises that he (The plaintiff) fears for his life and if he (The plaintiff) was forced in a two man cell he would cut his own throat.

And medical staff had the plaintiff stripped completely naked and placed in extreme isolation which is by far unconstitutional and as the plaintiff had previously been on the medications of Remton which had been discontinued by Dr. Steadman had a very drastic effect on the plaintiff's mental state of mind which the discontinuation of such medications is also unconstitutional which should be considered malpractice, negligence and possibly medical battery all from these incidents and from the refusal of medical attention for a number of weeks and then coupled with the cruel and unusual punishment perpetrated by the staff employed by Corrections Corporation

of America (CCA) whom is under contract with The Tennessee Department of Corrections (TDOC).

Once Again Deliberate Indifference is shown by medical staff members employed by South Central Correctional Facility, Corrections Corporation of America; when the medical staff observed that the plaintiff had a substantial injury to his left side brow area where swelling was evident and swelling and discoloration was also to the plaintiff left wrist and hand; where even though the plaintiff may have been suicidal immediate medical attention should have been afforded the plaintiff. But instead the plaintiff a mentally impaired inmate whom suffers from Anxiety Disorder, Bipolar Disorder, Depressive Disorder, and Post Traumatic Stress Disorder was merely stripped and placed in extreme isolation where no staff was available for hours at a time; Such gross departures from accepted medical standards or failure to follow professional standards or even prison medical protocols is obvious evidence of the practitioners knowledge of the risk posed by particular symptoms or conditions; Having had a seizure and hitting one's head to cause swelling. Especially on a patient whom takes blood thinners poses a large risk of serious medical injury.

On April 8, 2016 at approximately 9:15 AM The plaintiff was returned from the clinic to HSA and Sgt. Brantley and % Bright stated that since the "child molester" wants a single man cell, This is what you (The plaintiff) gets. The plaintiff retorted I'm not a child molester and then Sgt. Brantley stated you have a sex charge either way, so enjoy your stay in your one man cell. The cell was in HSA - C-108 this cell had no light fixture in the ceiling and where the casing was naked electrical wires were exposed hanging from a hole in the ceiling, The light switch was hanging from the wall by naked electrical wires, The bed was broken in half and the toilet did not flush and was filled with urine & feces & Toilet paper, The plaintiff

Clearly announced his disapproval to % Bright and sgt. Brantley and asked if there was an actual livable cell he could be housed in and both % Bright and Sgt. Brantley said this cell is for sex offenders and laughed, Then Sgt. Brantley said hell allow(2nd) second Shift to get my property and walked off laughing. The plaintiff Contends that he did not cause a scene but sat on the desk in the cell with no appliances or mattress or his property for more than (16) Sixteen hours, until he couldn't take the smell and punishment any longer and began banging on the door to get staff to call Second Shift Sgt; Again Sgt. Trafton was summoned and after being told the conditions of the cell and being unable to see in the cell Sgt. Trafton said She was going to call the captain; Apparently, She (Sgt. Trafton) was told to Assess the situation and by her judgement decide whether to move me or not. Sgt. Trafton and % Bridges secured me in handcuffs and Sgt. Trafton was appalled by what she witnessed and told % Bridges to move me to B-pod in a liveable cell, She then left to report such to the Captain.

Because of Sgt. Brantley's treatment of Cruel and unusual punishment, there is the fact of mental, emotional, and personal liberty injuries to be considered, unit manager Rhonda Staggs whom ordered the deprivation of food and medical and Restroom is deliberately indifferent and criminally negligent in destroy documents that clearly show a threat of imminent danger and possible death to the plaintiff by gang members based on her (Rhonda Staggs) own personal dislike of the plaintiff because he's a sex offender and on the fact that the plaintiff filed a grievance on her (Rhonda Staggs) So She (Rhonda Staggs) has retaliated against the plaintiff in this fashion which would consist of a hate crime by attempting to have harm to come to a inmate (the plaintiff) based on his charge and in retaliation for exercising his written Constitutional rights to use the prison grievance System.

(21)

Further warden Cherry Kirkland and Commissioner Derrick Schofield being informed of the activity & dangers are deliberate indifferent as the defendants from BCCX, wTSP, SCCF, CCA are.

V. **Relief**

State briefly exactly what you want the court to do for you. Make no legal arguments.

Cite no cases or statutes.

In this cause every defendant cited in this complaint is being sued for ~~malicious~~ as such emotional, mental, personal liberty and family hardships are all injuries as well as physical injuries acquired at Bkdsoe Co. Corr. Complex while the plaintiff was securely handcuffed behind his back West Tw. State prison Defendants for maliciously & sadistically placing the Plaintiff's life in danger by using fraudulent actions in removing incompatibles merely to get the plaintiff placed at another facility in retaliation for filing A civil suit, Sixth Central defendants for medical negligence, Deliberate indifference, cruel & unusual punishment, fraud, Criminal liability and all other relief this Court deems essential. The plaintiff is suing in the total amount of (\$1,000,000.00) one million Dollars. for the actions of hate crimes and all other injuries done to the plaintiff since his incarceration at these facilities.